

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

May 3, 1956  
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Miller presiding.

## Roll call:

Present: Councilmen Long, Palmer, White, Mayor Miller  
Absent: Councilman Pearson

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works.

Invocation was delivered by REV. BRADY TYSON, University Methodist Church, 2409 Guadalupe Street.

The Mayor recognized a group from the Junior Chamber of Commerce thanking them for all they had done for the City—the additions on the Boy Scout House, for their health and clean-up programs, the parade for the base ball, for their trash cans, their endorsement of the bond issue and the many other activities they lead out in. MR. JACK ADAMS pledged cooperation of the Jaycees, and introduced the President and incoming officers of the year.

MR. LEONARD LUNDGREN invited the Council to the 6th Annual Fiesta of Art and Crafts sponsored by the Texas Fine Arts Association.

MR. D. C. WOODLAND, MR. ARNOLD, manager of the Big Bear, MR. LOFTIS, MR. BEN HOWELL, MR. SPILLAR, manager of the Night Hawk, and others asked that the Council reverse the traffic on the Congress Avenue Bridge, making it one-way south during construction. After much discussion on the safety and general construction angles, the Mayor stated the contractors would be asked to speed up their work; and when the work was finished on the west side, the east side would be closed and the traffic would go south on the other side. The group stated this would be satisfactory as a solution. MR. SPILLAR asked the City's help in getting the detour signs further out, as many of the people are taking the other route. The Director of Public Works stated the Highway Department had taken these signs down at Oltorf and the north bound traffic was coming on down the Avenue now.

MR. WALLY PRYOR announced the water safety activities to be held on May 6th. He asked the Council to endorse this water safety show and urge the people of Austin to attend at 2:00 P.M. The Aquatic Club has been representing the City for the past five years, and would like to be designated officially as representatives. The Mayor suggested an advisory committee from the Aquatic Club. Mr. Pryor stated he would send the names of the Advisory Committee to the Club for official appointment. Councilman Long moved that the Council join in appreciation of the Water Safety Carnival, and to appoint the Advisory Committee to the Aquatic Club. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Pearson

Discussion was held on the fees to be charged at the Airport. MR. AMOS HEROLD took part in the discussion. No action was taken at this time.

Councilman White moved that the Minutes of April 26th and the Special Meeting of April 25th be approved. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Pearson

The Council noted the request of Mr. Sheppard that the following zoning hearing be further postponed until May 10th:

|                |                               |                    |
|----------------|-------------------------------|--------------------|
| S. R. SHEPPARD | 1411-1533 Barton Springs Road | From "A" Residence |
|                | 501-521 Kinney Avenue         | To "O" Office      |
|                | 522-526 South Lamar Blvd.     |                    |

Mayor Miller introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH BARTON HILLS IMPROVEMENT CORPORATION; PROVIDING FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Pearson

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Pearson

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Pearson

The Mayor announced that the ordinance had been finally passed.

Mayor Miller introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH JEFFERSON CORPORATION; PROVIDING FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT AND DELCARING AN EMERGENCY.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Pearson

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Pearson

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Pearson

The Mayor announced that the ordinance had been finally passed.

The Council deferred action on buying the lot in the 1300 block of East 7th Street until next week. (3rd lot east of Attayac Street, on a designated thoroughfare, and the owner wanting to obtain a building permit). The Council wanted to make a personal inspection of the location.

Mayor Miller introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A CERTAIN CONTRACT WITH CLYDE COPUS, JR. AND NASH PHILLIPS; PROVIDING FOR THE APPROPRIATION OF MONEY PAID TO THE CITY OF AUSTIN UNDER SUCH CONTRACT AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Pearson

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Pearson

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Pearson

The Mayor announced that the ordinance had been finally passed.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, by instrument dated January 27, 1954, of record in Volume 1423, pages 31-33, Deed Records of Travis County, Texas, the City of Austin was granted a sanitary sewer line easement across Block "C", Crestview Addition, Section No. 2, between Woodrow and Arroyo Seca Streets, in the City of Austin, Travis County, Texas; and,

WHEREAS, said sanitary sewer has been located elsewhere and said easement does not adequately describe the needed location for such sewer line; and,

WHEREAS, the owner of said Block "C", Crestview Addition, Section 2, has heretofore granted the City of Austin an easement describing the proper location for such sanitary sewer line; and,

WHEREAS, the hereinafter described easement is not now needed and will not hereafter be required by the City of Austin; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager, be and he is hereby authorized to execute a release of said sanitary sewer line easement, located on the following described property, to wit:

A strip of land ten (10.00) feet, in width same being out of and a part of Block C of a Resubdivision of a portion of Crestview Addition Section 2, a Subdivision of a portion of the George W. Spear League in the City of Austin; Travis County, Texas, a map or plat of the said Resubdivision of a portion of Crestview Addition, Section 2 being of record in Book 5 at page 88 of the Plat Records of Travis County, Texas; The strip of land hereinafter described, a portion of an easement ten (10.00) feet in width described as No. 1 in an instrument dated January 27, 1954 of record in Volume 1423 at page 31 of the Deed Records of Travis County, Texas, is to be released from the easement provided in said instrument; the centerline of the said strip of land ten (10.00) feet in width, which is to be released, being more particularly described by metes and bounds as follows:

BEGINNING at a point in the centerline of the said easement described in the aforementioned instrument dated January 27, 1954 of record in Volume 1423 at page 31 of the Deed Records of Travis County, Texas and from which point of beginning the southwest corner of the said Block C bears N 59° 38' W 10.80 feet, S 38° 29' W 85.00 feet, S 30° 22' W 65.00 feet, and S 27° 36' W 134.65 feet;

THENCE, following the centerline of said easement described in the aforementioned instrument of record in Vol. 1423 at page 31 S 59° 38' E 121.90 feet to point of termination.

The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Miller

Noes: None

Absent: Councilman Pearson

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on May 1, 1956, for the construction of approximately twenty-one (21) blocks of pavement and accessories known as Voluntary Paving Contract Number 56-V-7, Units 1 through 10; and,

WHEREAS, the bid of Lee Maners in the sum of \$44,680.63 was the lowest and best bid therefor; and,

WHEREAS, the acceptance of such bid has been recommended by the Director

of Public Works of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Lee Maners in the sum of \$44,680.63 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Lee Maners.

The motion, seconded by Councilman Long, carried by the following vote:  
Ayes: Councilmen Long, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Pearson

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Southern Union Gas Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Southern Union Gas Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

(1) A gas main in SWISHER STREET, from a point 101 feet north of Wahrenberger Street northerly 247 feet, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said SWISHER STREET.

Said gas main described above shall have a cover of not less than  $2\frac{1}{2}$  feet.

(2) A gas main in PARAMOUNT AVENUE, from a point 700 feet south of Rundell Place southerly 345 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said PARAMOUNT AVENUE.

Said gas main described above shall have a cover of not less than  $2\frac{1}{2}$  feet.

(3) A gas main in EAST 9TH STREET, from a point 169 feet east of Harvard Street easterly 156 feet, the centerline of which gas main shall be 7 feet north of and parallel to the south property line of said EAST 9TH STREET.

Said gas main described above shall have a cover of not less than  $2\frac{1}{2}$  feet.

(4) A gas main in KENWOOD AVENUE, from Bonham Terrace southerly 123 feet, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said KENWOOD AVENUE.

Said gas main described above shall have a cover of not less than  $2\frac{1}{2}$  feet.

(5) A gas main in SOUTH 4TH STREET, from a point 121 feet south of Terrell Hill Drive southerly 100 feet, the centerline of which gas main shall be 7.5 feet east of and parallel to the west property line of said SOUTH 4TH STREET.

Said gas main described above shall have a cover of not less than  $2\frac{1}{2}$  feet.

(6) A gas main in CASWELL AVENUE, from a point 157 feet north of East 43rd Street northerly 30 feet, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said CASWELL AVENUE.

Said gas main described above shall have a cover of not less than  $2\frac{1}{2}$  feet.

(7) A gas main in FONTANA DRIVE, from a point 9 feet south of Havana Street southerly to South Park Drive, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said FONTANA DRIVE.

Said gas main described above shall have a cover of not less than  $2\frac{1}{2}$  feet.

(8) A gas main in SOUTH PARK DRIVE, from South 1st Street to Fontana Drive, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said SOUTH PARK DRIVE.

Said gas main described above shall have a cover of not less than  $2\frac{1}{2}$  feet.

(9) A gas main in POWELL CIRCLE, from a point 20 feet south of Havana Street southerly to a point 200 feet south of South Park Drive, the centerline of which gas main shall be 6.5 feet west of and parallel to the east property line of said POWELL CIRCLE.

Said gas main described above shall have a cover of not less than  $2\frac{1}{2}$  feet.

(10) A gas main in HAVANA STREET, from South 1st Street easterly to Powell Circle, the centerline of which gas main shall be 6.5 feet south of and parallel to the north property line of said HAVANA STREET.

Said gas main described above shall have a cover of not less than  $2\frac{1}{2}$  feet.

THE Southern Union Gas Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Southern Union Gas Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the Department of Public Works not less than three (3) days before such information is required. The Southern Union Gas Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

AND THAT whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

THAT the work and laying of said gas mains, including the excavation on the streets, and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager and under all the pertinent terms and conditions of the certain franchise granted to said company by the City of Austin.

The motion, seconded by Councilman White, carried by the following vote:  
 Ayes: Councilmen Long, Palmer, White, Mayor Miller  
 Noes: None  
 Absent: Councilman Pearson

The Council set the following zoning application for public hearing on May 24, 1956:

|                    |                           |                        |
|--------------------|---------------------------|------------------------|
| T. T. TALLEY       | 1914-16 Lake Austin Blvd. | From "LR" Local Retail |
| By Trueman O'Quinn | 501 Arlington             | To "C-1" Commercial    |

The City Manager submitted the following:

"Our present yearly contract for tires, tubes, and recaps is due to expire May 31. In the past, we have taken bids on this contract in May and awarded such contract during the last weeks of May. This has actually prevented us from getting a firm price from the tire companies since the state contract, which is much bigger in volume, is not taken until September and the various tire companies do not want to "tip their hand" to competitors until the state letting in September.

"Goodrich, holder of the present low-bid contract, gave us firm prices from October 1 last year, based on their quotation to the State. This has reacted to our advantage since there have been two increases in tire list prices since October.

"Goodrich has indicated that they will continue to supply our needs until September 30 at present State and City contract prices.

"It is our recommendation that we not enter a new one-year contract at this season as has been the custom heretofore, but that we make month-to-month purchases from Goodrich as indicated until September 30 and take bids in September, with all future contracts to run from October 1 to September 30. We believe at least 10% can be saved for the City during the 4 month period from June 1 to September 30 by following this recommendation, and taking bids at the same time the State does.

"WTW, Jr."

Councilman Long moved to continue the contract as recommended by the City Manager. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Miller  
 Noes: None  
 Absent: Councilman Pearson

The City Manager submitted the following:

"Bids have been received for Microwave Radio-Protective Relaying and supervisory control for Burleson Substation as follows:

|                               |             |
|-------------------------------|-------------|
| "Westinghouse Electric Corp.. | \$36,511.00 |
| General Electric Company      | No Bid      |
| Motorola C & E Inc.           | No Bid      |

"The equipment manufactured by General Electric, Motorola C & E, Inc., and others is not compatible with that manufactured by Westinghouse Electric Corporation, and could not be integrated into our present system. This is also true of all microwave systems presently on the market, no two systems by different manufacturers are compatible or capable of integration with one another.

"I, therefore, recommend that we accept the bid of Westinghouse Electric Corporation for \$36,511.00.

"Approved by: W. T. Williams, Jr.  
 City Manager

"(Sgd) D. C. Kinney  
 Director Electric Utility"

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 19, 1956, for Microwave Radio-Protective Relaying and supervisory control for Burleson Substation; and,

WHEREAS, the bid of Westinghouse Electric Corporation in the sum of \$36,511.00 was the only bid received therefor, and the acceptance of such bid has been recommended by the Director of Electric Utility of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the Bid of Westinghouse Electric Corporation in the sum of \$36,511.00 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Westinghouse Electric Corporation.

The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Palmer, White, Mayor Miller  
Noes: Councilman Long  
Absent: Councilman Pearson

The Mayor asked that publicity be given to the open house at the Power Plant May 6th.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on April 23, 1956 for the furnishing of Sodium Hexametaphosphate in 100 pound multi-wall, water proof paper bags for use by the Filtration Plant; and,

WHEREAS, the bid of Maintenance Engineering Corporation in the sum of \$12.85 per hundredweight, or the total sum of \$5,140.00 for minimum car load containing 40,000 pounds, was the only bid received therefor; and the acceptance of such bid has been recommended by the Purchasing Agent of the City of Austin and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Maintenance Engineering Corporation in the total sum of \$5,140.00 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Maintenance Engineering Corporation.

The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Pearson

The Council informally approved the lending of the Model of the Interregional Highway to be exhibited in the Power Show.

The Mayor stated he had requested a study to be made of the police and fire departments in the 11 or 12 towns comparable to Austin and in smaller towns also; and also a study to be made of every division of the City, so that the Council could go over it very pains takingly before the budget comes in.

Mayor Miller introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED: "AN ORDINANCE ADOPTING AND APPROVING THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 1955, AND TERMINATING SEPTEMBER 30, 1956, AND MAKING APPROPRIATIONS FOR EACH DEPARTMENT, PROJECT AND ACCOUNT; AND DECLARING AN EMERGENCY," WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN SEPTEMBER 27, 1955, AND IS RECORDED IN BOOK "U" AT PAGE 586 OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, SO AS TO PERMIT THE EMPLOYMENT OF THREE (3) ASSISTANT CHIEFS IN THE FIRE DEPARTMENT; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Pearson

The ordinance was read the second time and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Pearson

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Pearson

The Mayor announced that the ordinance had been finally passed.

The Council granted permission to the GOLDEN AGE CLUB to have a parade on May 15, Tuesday, at 2:30 P.M. This is sponsored by the Recreation Department and Red Cross.

The Council noted the many civic activities that MR. PAUL HARGIS had engaged in besides being active on the Airport Committee. Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Paul Hargis, in the forty-nine years of intensive life allotted, ceased those labors on January 29, 1956, after sharing most unselfishly his unique talents, skills and energies in advancing the welfare of his fellows, through improvement of man's ability to communicate with others, and among his other contributions he served with distinction as a member of the City of Austin Airport Advisory Committee; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That a page be set apart in the Minutes of the City Council upon which shall be spread this Resolution, and that when the Council adjourns this day it does so in the memory of the beloved Paul Hargis another of man's great benefactors.

The motion, seconded by Councilman White, carried by the following vote:  
Ayes: Councilmen Long, Palmer, White, Mayor Miller  
Noes: None  
Absent: Councilman Pearson

There being no further business the Council adjourned at 12:55 P.M.  
in Memory of Paul Hargis.

APPROVED Tom Miller  
Mayor

ATTEST:

Elvis Hoosley  
City Clerk